

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CIVIL ACTION NO.: 3:17-cv-00113-RJC-DCK

JAMES B. BLAZICK, on behalf of himself)
and all others similarly situated,)
)

Plaintiff,)

vs.)

LEAD VISION, LLC.)

Defendant.)

JOINT MOTION FOR APPROVAL OF
AGREED STIPULATION AND ORDER
CONCERNING COLLECTIVE ACTION
LAWSUIT AND NOTICE

Plaintiff, James B. Blazick, and Defendant, Lead Vision, LLC, by and through their undersigned counsel (together “the Parties”), submit this Joint Motion for Approval of Agreed Stipulation and Order Concerning Collective Action Lawsuit and Notice. In support of this Motion, the Parties state as follows:

1. Plaintiff alleges Defendant failed to pay Plaintiff and other similarly situated employees overtime in violation of the Fair Labor Standards Act (“FLSA”), 29 U.S.C. § 216(b). Defendant denies Plaintiff’s allegations.

2. On July 20, 2017, the Parties filed their Agreed Stipulation and Order Concerning Collective Action Lawsuit and Notice (“Stipulation”), which sought Court approval of the parties’ agreement to stipulate to conditional certification and notice of a collective action under the FLSA. [Docket No. 18]. The Stipulation is consistent with Rule 216(b) of the FLSA and sets forth detailed terms and conditions describing the Parties’ agreement for conditional certification and notice.

3. On August 9, 2017, the Court notified the Parties that a motion was necessary for the Court to consider the Stipulation. By and through the instant motion, the Parties request the Court approve the Stipulation, which contains a blank signature line for the Court, as well as blank date lines on pages 1 and 2 of the document. [See Docket No. 18, pp. 1-2].

WHEREFORE, the Parties respectfully request the Court approve the Agreed Stipulation and Order Concerning Collective Action Lawsuit and Notice.

Respectfully submitted this 17th day of August, 2017.

/s/Philip J. Gibbons, Jr.

Philip J. Gibbons, Jr., NCSB# 50276
pgibbons@stephanzouras.com
STEPHAN ZOURAS, LLP
15720 Brixham Hill Avenue, Suite 331
Charlotte, NC 27277
Telephone: (704)-612-0038
Facsimile (312) 233-1560

James B. Zouras
jzouras@stephanzouras.com
Andrew C. Ficzko
aficzko@stephanzouras.com
STEPHAN ZOURAS, LLP
205 N. Michigan Ave., Suite 2560
Chicago, IL 60601
Telephone: (312) 233-1550
Facsimile (312) 233-1560

Attorneys for Plaintiff

s/ Sarah H. Negus

Russell F. Sizemore, NCSB# 23553
russellsizemore@mvalaw.com
M. Cabell Clay, NCSB# 38099
cabellclay@mvalaw.com
Sarah H. Negus, NCSB#44444
sarahnegus@mvalaw.com
MOORE & VAN ALLEN, PLLC
100 North Tryon Street, Suite 4700
Charlotte, NC 28202
Telephone: (704) 331-1000
Facsimile: (704) 331-1159

Attorneys for Defendant

CERTIFICATE OF SERVICE

This is to certify that on August 17, 2017, the undersigned filed the foregoing using the Court's CM/ECF system which will send notification of such filing to the appropriate CM/ECF participants.

Russell F. Sizemore, NCSB# 23553
russellsizemore@mvalaw.com
M. Cabell Clay, NCSB# 38099
cabellclay@mvalaw.com
Sarah H. Negus, NCSB#44444
sarahnegus@mvalaw.com

Attorneys for Defendant

/s/ Philip J. Gibbons, Jr.
Philip J. Gibbons, Jr., NCSB #50276
STEPHAN ZOURAS, LLP
15720 Brixham Hill Ave, Ste 280
Charlotte, North Carolina 28277
Telephone: (704) 612-0038
E-Mail: pgibbons@stephanzouras.com

Attorney for Plaintiff(s)